

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mark Dinsmore

Serial No.: 10/790,636 (which is a reissue application of
6,493,419, issued December 10, 2002)

Filed: March 1, 2004

Title: OPTICALLY DRIVEN THERAPEUTIC RADIATION SOURCE
HAVING SPIRAL SHAPED THERMIONIC CATHODE

Attorney Ref.: 56249-173 (PHLL-157RE)

Mail Stop Missing Parts
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail under 37 CFR 1.8(a) in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: 11/4/04

Elsie M. Saraglow
Elsie M. Saraglow

**STATEMENT EXPLAINING
CHANGE IN NAME OF ASSIGNEE**

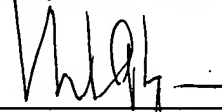
I, Mark G. Lappin, to the best of my knowledge and belief, do hereby state as follows:

1. I am a registered patent attorney (Registration No. 26,618) in the Intellectual Property Department of McDermott, Will & Emery, acting on behalf of Carl Zeiss AG.
2. The current assignee of the above-referenced reissue application ("Reissue Application"), as shown in assignment document ("Assignment Document") recorded in the United States Patent and Trademark Office at Reel 014981, Frame 0591, is "Carl-Zeiss-Stiftung Doing Business as Carl Zeiss."

3. On July 1, 2004, "Carl-Zeiss-Stiftung Doing Business as Carl Zeiss" changed its legal status to a German stock corporation and concurrently changed its name to "Carl Zeiss AG." A document showing the name change is attached hereto.

4. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any application or patent issued thereon.

Respectfully submitted,



Date: November 4, 2004

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Date:

11/4/04

Gayle Endres
Gayle Endres

Mail Stop Missing Parts
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT UNDER 37 CFR 3.73(b)

Carl Zeiss AG

(Name of Assignee)

(Type of Assignee)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 012640, Frame 0834 for which a copy thereof is attached.

AND

- B. ☒ A chain of title (Asset Purchase Agreement) from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: Photoelectron Corporation To: Carl-Zeiss-Stiftung doing
business as Carl Zeiss

The document was recorded in the Patent and Trademark Office at

Reel 014981 Frame 0591, for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the Patent and Trademark Office at

Reel _____ Frame _____, for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the Patent and Trademark Office at

Reel _____ Frame _____, for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on at.

☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: _____

Name: _____

Title: _____

Telephone Number: _____

Signature: _____